

PAMELA KOSLYN

LAW OFFICES OF PAMELA KOSLYN
6255 SUNSET BOULEVARD
PENTHOUSE SUITE 2210
HOLLYWOOD CALIFORNIA 90028
TELEPHONE 323 467 2200 • FAX 323 648 8222
E-MAIL PKOSLYN@KOSLYNLAW.COM
WEBSITE WWW.KOSLYNLAW.COM

ANITA RIVAS
OF COUNSEL

February 14, 2012

Hon. Judge Joseph C. Spero
Magistrate Judge, U.S. District Court - Northern District of CA
450 Golden Gate Avenue
San Francisco, CA

Re: Case 4:11-cv-03911-LB Sutton v. Apple Computers iTunes et al Cc:

Dear Judge Spero:

This office represents Rams Horn BV, a Dutch music company based in The Netherlands.

I have filed a motion to intervene in the above-referenced case as a defendant, as well as an answer to plaintiff's complaint and a counter-claim against the plaintiffs for declaratory relief and a cross-claim against one of the defendants.

I'm writing to request excuse from the requirement set out in ADR Rule 7-4 that a corporate party's representative be present at the settlement conference in this matter. Requiring my client to fly here from Europe would be a hardship, especially given that this case involves only *de minimus* damages.

The parties haven't chosen a date yet, but according to Judge Beeler's order at the Case Management Conference, the parties are supposed to engage in a settlement conference by May 10, 2012 (see ECF, No. 58). I intend to be present at the settlement conference.

Thank you for your consideration.

Very truly yours,

Pamela Koslyn

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PK/is

cc: Apple, Inc., through their counsel David Eberhart via ECF
James Callon via ECF
Korvel Sutton, via U.S. mail
Roderick Williams, via U.S. mail
Donald MacMillan, via personal service

Dated: February 23, 2012

